



Rep. Deborah L. Graham

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LRB095 04540 RAS 47851 a

1 AMENDMENT TO HOUSE BILL 796

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 796 as follows:

3 on page 4, lines 12 and 13, by deleting "in accordance with  
4 rules adopted by the Department"; and

5 on page 4, line 15, by deleting "by rule"; and

6 on page 9, line 5, by replacing "rulemaking" with "no authority  
7 to make or promulgate rules"; and

8 on page 9, by replacing lines 11 and 12 with the following:

9 "(b) Notwithstanding any other rulemaking authority that  
10 may exist, neither the Governor nor any agency or agency head  
11 under the jurisdiction of the Governor has any authority to  
12 make or promulgate rules to implement or enforce the provisions  
13 of this Act. If, however, the Governor believes that rules are  
14 necessary to implement or enforce the provisions of this Act,

1 the Governor may suggest rules to the General Assembly by  
2 filing them with the Clerk of the House and Secretary of the  
3 Senate and by requesting that the General Assembly authorize  
4 such rulemaking by law, enact those suggested rules into law,  
5 or take any other appropriate action in the General Assembly's  
6 discretion. Nothing contained in this Act shall be interpreted  
7 to grant rulemaking authority under any other Illinois statute  
8 where such authority is not otherwise explicitly given. For the  
9 purposes of this Act, "rules" is given the meaning contained in  
10 Section 1-70 of the Illinois Administrative Procedure Act, and  
11 "agency" and "agency head" are given the meanings contained in  
12 Sections 1-20 and 1-25 of the Illinois Administrative Procedure  
13 Act to the extent that such definitions apply to agencies or  
14 agency heads under the jurisdiction of the Governor."